

volving fund, provided for the disposition of monies, and required the coordinator of the Facility to give a penal bond. See section 123b(m) of this title.

### § 123a. Omitted

#### CODIFICATION

Section, act Aug. 5, 1955, ch. 568, §1, 69 Stat. 500, which established the basic annual compensation of the coordinator, Joint Recording Facility, has been omitted because of section 123b(7) of this title which abolished the Joint Recording Facility positions and salaries established pursuant to the Legislative Branch Appropriation Act, 1948, and all subsequent acts.

### § 123b. House Recording Studio; Senate Recording Studio and Senate Photographic Studio

#### (a) Establishment

There is established the House Recording Studio, the Senate Recording Studio, and the Senate Photographic Studio.

#### (b) Assistance in making disk, film, and tape recordings; exclusiveness of use

The House Recording Studio shall assist Members of the House of Representatives in making disk, film, and tape recordings, and in performing such other functions and duties in connection with the making of such recordings as may be necessary. The Senate Recording Studio and the Senate Photographic Studio shall assist Members of the Senate and committees of the Senate in making disk, film, and tape recordings, and in performing such other functions and duties in connection with the making of such recordings as may be necessary. The House Recording Studio shall be for the exclusive use of Members of the House of Representatives (including the Delegates and the Resident Commissioner from Puerto Rico); the Senate Recording Studio and the Senate Photographic Studio shall be for the exclusive use of Members of the Senate, the Vice President, committees of the Senate, the Secretary of the Senate, and the Sergeant at Arms of the Senate.

#### (c) Operation of studios

The House Recording Studio shall be operated by the Chief Administrative Officer of the House of Representatives under the direction and control of a committee which is created (hereinafter referred to as the committee) composed of three Members of the House. Two members of the committee shall be from the majority party and one member shall be from the minority party, to be appointed by the Speaker. The committee is authorized to issue such rules and regulations relating to operation of the House Recording Studio as it may deem necessary.

The Senate Recording Studio and the Senate Photographic Studio shall be operated by the Sergeant at Arms of the Senate under the direction and control of the Committee on Rules and Administration of the Senate. The Committee on Rules and Administration is authorized to issue such rules and regulations relating to operation of the Senate Recording Studio and the Senate Photographic Studio as it may deem necessary.

#### (d) Prices of disk, film, and tape recordings; collection of moneys

The Chief Administrative Officer of the House of Representatives shall, subject to the approval

of the committee, set the price of making disk, film, and tape recordings, and collect all moneys owed the House Recording Studio. The Committee on Rules and Administration of the Senate shall set the price of making disk, film, and tape recordings and all moneys owed the Senate Recording Studio and the Senate Photographic Studio shall be collected by the Sergeant at Arms of the Senate.

#### (e) Restrictions on expenditures

No moneys shall be expended or obligated for the House Recording Studio except as shall be pursuant to such regulations as the committee may approve. No moneys shall be expended or obligated by the Director of the Senate Recording Studio or the Director of the Senate Photographic Studio until approval therefor has been obtained from the Sergeant at Arms of the Senate.

#### (f) Appointment of Director and other employees of House Recording Studio

The Chief Administrative Officer of the House of Representatives is authorized, subject to the approval of the committee, to appoint a Director of the House Recording Studio and such other employees as are deemed necessary to the operation of the House Recording Studio.

#### (g) Revolving funds

There is established in the Treasury of the United States, a revolving fund for the House Recording Studio for the purposes of administering the duties of that studio. There is also established in the Treasury of the United States a revolving fund, within the contingent fund of the Senate, which shall be known as the "Senate Photographic Studio Revolving Fund", for the purpose of administering the duties of the Senate Photographic Studio; and there is established in the Treasury of the United States, a revolving fund, within the contingent fund of the Senate, which shall be known as the "Senate Recording Studio Revolving Fund", for the purpose of administering the duties of the Senate Recording Studio.

#### (h) Deposits in funds; availability of funds

All moneys received by the House Recording Studio from Members of the House of Representatives for disk, film, or tape recordings, or from any other source, shall be deposited by the Chief Administrative Officer of the House of Representatives in the revolving fund established for the House Recording Studio by subsection (g) of this section; moneys in such fund shall be available for disbursement therefrom by the Chief Administrative Officer of the House of Representatives for the care, maintenance, operation, and other expenses of the studio upon vouchers signed and approved in such manner as the committee shall prescribe. All moneys received by the Senate Recording Studio shall be deposited in the Senate Recording Studio Revolving Fund established by subsection (g) of this section and all funds received by the Senate Photographic Studio shall be deposited in the Senate Photographic Studio Revolving Fund established by such subsection; moneys in the Senate Recording Studio Revolving Fund shall be available for disbursement therefrom upon

vouchers signed by the Sergeant at Arms and Doorkeeper of the Senate for the care, maintenance, operation, and other expenses of the Senate Recording Studio, and moneys in the Senate Photographic Studio Revolving Fund shall be available for disbursement therefrom upon vouchers signed by the Sergeant at Arms and Doorkeeper of the Senate for the care, maintenance, operation, and other expenses of the Senate Photographic Studio.

**(i) Distribution of equity of Joint Senate and House Recording Facility Revolving Fund; assignment of existing studio facilities, equipment, materials and supplies; transfer of accounts; reserve fund; distribution of balance**

(1) As soon as practicable after June 27, 1956, but no later than September 30, 1956, the equity of the Joint Senate and House Recording Facility Revolving Fund shall be distributed equally to the Senate and House of Representatives on the basis of an audit to be made by the General Accounting Office.

(2) The Sergeant at Arms of the Senate and the Clerk of the House of Representatives shall, subject to the approval of the committees mentioned in subsection (c) of this section, determine the assignment of existing studio facilities to the Senate and the House of Representatives, and also the existing equipment, materials and supplies to be transferred to the respective studios. The evaluation of equipment, materials and supplies transferred to each studio shall be on the basis of market value. Any other equipment, materials and supplies determined to be obsolete or not needed for the operation of the respective studio shall be disposed of to the best interest of the Government and the proceeds thereof deposited in the Joint Senate and House Recording Facility Revolving Fund.

(3) Accounts receivable, which on the effective date of liquidation, are due from Members and committees of the Senate shall be transferred to the Senate Studio, and those due from Members and committees of the House of Representatives shall be transferred to the House Studio.

(4) A sufficient reserve shall be set aside from the Joint Senate and House Recording Facility Revolving Fund to liquidate any outstanding accounts payable.

(5) After appropriate adjustments for the value of assets assigned or transferred to the Senate and House of Representatives, respectively, the balance in the Joint Senate and House Recording Facility Revolving Fund shall be distributed equally to the Senate and House of Representatives for deposit to the respective revolving funds authorized by this section.

**(j) Availability of existing services and facilities**

Pending acquisition of the stock, supplies, materials, and equipment necessary to properly equip both studios, the present services and facilities shall be made available to both studios in order that each studio may carry out its duty.

**(k) Restrictions on employment**

No person shall be an officer or employee of the House Recording Studio, Senate Recording Studio, or Senate Photographic Studio while he

is engaged in any other business, profession, occupation, or employment which involves the performance of duties which are similar to those which would be performed by him as such an officer or employee of such studio unless approved in writing by the committee in the case of the House Recording Studio and the Senate Committee on Rules and Administration in the case of the Senate Recording Studio and the Senate Photographic Studio.

**(l) Abolition of Joint Recording Facility positions and salaries**

The Joint Recording Facility positions and salaries established pursuant to the Legislative Branch Appropriation Act, 1948, and all subsequent Acts are abolished.

**(m) Repeals**

Effective with the completion of the transfer provided for by subsection (i) of this section the joint resolution entitled "Joint resolution establishing in the Treasury of the United States a revolving fund within the contingent fund of the House of Representatives", approved August 7, 1953, is repealed.

**(n) Repealed. Pub. L. 92-310, title II, § 220(j), June 6, 1972, 86 Stat. 205**

**(o) Authorization of appropriations**

Such sums as may be necessary to carry out the provisions of this section are authorized to be appropriated.

(June 27, 1956, ch. 453, § 105, 70 Stat. 370; Pub. L. 88-652, § 16(a), Oct. 13, 1964, 78 Stat. 1084; Pub. L. 92-310, title II, § 220(j), June 6, 1972, 86 Stat. 205; Pub. L. 96-304, title I, § 108(a), July 8, 1980, 94 Stat. 890; Pub. L. 97-257, title I, § 102, Sept. 10, 1982, 96 Stat. 849; Pub. L. 101-520, title I, § 7(a), (c), (d), Nov. 5, 1990, 104 Stat. 2258, 2259; Pub. L. 104-186, title II, § 204(68), Aug. 20, 1996, 110 Stat. 1740.)

AMENDMENTS

1996—Subsecs. (c), (d), (f). Pub. L. 104-186, § 204(68)(A), substituted "Chief Administrative Officer" for "Clerk". Subsec. (g). Pub. L. 104-186, § 204(68)(B), struck out "within the contingent fund of the House of Representatives" before "for the House Recording Studio".

Subsec. (h). Pub. L. 104-186, § 204(68)(A), substituted "Chief Administrative Officer" for "Clerk" in two places.

1990—Subsec. (g). Pub. L. 101-520, § 7(a), amended second sentence generally. Prior to amendment, second sentence read as follows: "There is also established in the Treasury of the United States, a revolving fund within the contingent fund of the Senate for the Senate Recording and Photographic Studios for the purposes of administering the duties of that studio."

Subsec. (h). Pub. L. 101-520, § 7(c), amended second sentence generally. Prior to amendment, second sentence read as follows: "All moneys received by the Senate Recording and Photographic Studios for disk, film, or tape recordings or from any other source, shall be deposited in the revolving fund established for the Senate Recording and Photographic Studios by subsection (g) of this section; moneys in such fund shall be available for disbursement therefrom upon vouchers signed and approved by the Sergeant at Arms for the care, maintenance, operation, and other expenses of the Senate Recording and Photographic Studios."

1982—Subsec. (b). Pub. L. 97-257 inserted reference to Secretary of Senate and Sergeant at Arms of Senate.

1972—Subsec. (n). Pub. L. 92-310 repealed subsec. (n) which required Directors of House and Senate Recording Studios to give bonds in sum of \$20,000 each.

1964—Subsec. (f). Pub. L. 88-652 struck out “and fix the compensation of” after “to appoint”.

#### CHANGE OF NAME

General Accounting Office redesignated Government Accountability Office by section 8 of Pub. L. 108-271, set out as a note under section 702 of Title 31, Money and Finance.

#### EFFECTIVE DATE OF 1990 AMENDMENT

Section 7(b) of Pub. L. 101-520 provided that: “The amendment made by subsection (a) [amending this section] shall take effect on April 1, 1991, and, of the monies in the revolving fund within the contingent fund of the Senate for the Recording and Photographic Studios, as such fund was in existence immediately prior to the amendment made by subsection (a), \$100,000 shall be deposited in the Senate Photographic Studio Revolving Fund (as established by the amendment made by subsection (a)) and the remainder shall be deposited into the Senate Recording Studio Revolving Fund (as so established).”

Section 7(c) of Pub. L. 101-520 provided that the amendment made by that section is effective Apr. 1, 1991.

#### EFFECTIVE DATE OF 1964 AMENDMENT

Amendment by Pub. L. 88-652 effective Jan. 1, 1965, see section 17 of Pub. L. 88-652, set out as an Effective Date note under section 291 of this title.

#### TRANSFER OF FUNCTIONS

References to Senate Recording Studio and Senate Photographic Studio substituted for “Senate Recording and Photographic Studios” wherever appearing in text pursuant to section 108(a) of Pub. L. 96-304, as amended by section 7(d) of Pub. L. 101-520, which is classified to section 123b-1(a) of this title, and which abolished entity known as Senate Recording and Photographic Studios, established instead Senate Recording Studio and Senate Photographic Studio, and made corresponding transfer of functions. Previously, “Senate Recording and Photographic Studios” had been substituted in text for “Senate Recording Studio” pursuant to section 108(a) of Pub. L. 96-304.

#### APPROPRIATIONS ACTS AS DETERMINING EXTENT OF AVAILABILITY OF FUNDS AND ACCOUNTS

Pub. L. 104-53, title I, § 107, Nov. 19, 1995, 109 Stat. 522, provided that:

“(a) Each fund and account specified in subsection (b) shall be available only to the extent provided in appropriations Acts.

“(b) The funds and accounts referred to in subsection (a) are—

“(1) the revolving fund for the House Barber Shops, established by the paragraph under the heading ‘HOUSE BARBER SHOPS REVOLVING FUND’ in the matter relating to the House of Representatives in chapter III of title I of the Supplemental Appropriations Act, 1975 (Public Law 93-554; 88 Stat. 1776);

“(2) the revolving fund for the House Beauty Shop, established by the matter under the heading ‘HOUSE BEAUTY SHOP’ in the matter relating to administrative provisions for the House of Representatives in the Legislative Branch Appropriation Act, 1970 (Public Law 91-145; 83 Stat. 347);

“(3) the special deposit account established for the House of Representatives Restaurant by section 208 of the First Supplemental Civil Functions Appropriation Act, 1941 (40 U.S.C. 174k note) [former 40 U.S.C. 174k]; and

“(4) the revolving fund established for the House Recording Studio by section 105(g) of the Legislative Branch Appropriation Act, 1957 (2 U.S.C. 123b(g)).

“(c) This section shall take effect on October 1, 1995, and shall apply with respect to fiscal years beginning on or after that date.”

### § 123b-1. Senate Recording Studio and Senate Photographic Studio as successors to Senate Recording and Photographic Studios; rules, regulations, and fees for photographs and photographic services

(a) The entity, in the Senate, known (prior to April 1, 1991) as the “Senate Recording and Photographic Studios” is abolished, and there is established in its stead the following two entities: the “Senate Recording Studio”, and the “Senate Photographic Studio”; and there are transferred, from the entity known (prior to April 1, 1991) as the “Senate Recording and Photographic Studios” to the Senate Recording Studio all personnel, equipment, supplies, and funds which are available for, relate to, or are utilized in connection with, recording, and to the Senate Photographic Studio all personnel, equipment, supplies, and funds which are available for, relate to, or are utilized in connection with, photography.

(b)(1) The Sergeant at Arms and Doorkeeper of the Senate shall, subject to the approval of the majority and minority leaders, promulgate rules and regulations, and establish fees, for the provision of photographs and photographic services to be furnished by the Photographic Studio.

(2) Omitted.

(Pub. L. 96-304, title I, § 108, July 8, 1980, 94 Stat. 890; Pub. L. 101-520, title I, § 7(d), Nov. 5, 1990, 104 Stat. 2259.)

#### CODIFICATION

Words “prior to April 1, 1991”, referred to in subsec. (a), were in the original “prior to this amendment” which was translated as meaning prior to the effective date of section 7(d) of Pub. L. 101-520, which amended subsec. (a) generally, to reflect the probable intent of Congress.

Subsec. (b)(2), which authorized the Sergeant at Arms and Doorkeeper of the Senate to appoint and fix the compensation of not more than 15 employees to carry out the functions of the Photographic Studio and provided that the Secretary of the Senate make payments of compensation, etc., of such personnel from certain funds appropriated for the Senate, was omitted in view of section 61f-7 of this title which abolished all statutory positions in the Office of the Sergeant at Arms and Doorkeeper of the Senate, with specified exceptions, effective Oct. 1, 1981, and authorized the Sergeant at Arms and Doorkeeper of the Senate to appoint and fix the compensation of such employees as appropriate.

#### AMENDMENTS

1990—Subsec. (a). Pub. L. 101-520 amended subsec. (a) generally. Prior to amendment, subsec. (a) read as follows: “The Senate Recording Studio hereafter shall be known as the Senate Recording and Photographic Studios. Subject to subsection (b) of this section, all references to the Senate Recording Studio (including the revolving fund) in any law, resolution, or regulation shall be considered as referring to the Senate Recording and Photographic Studios, and any provision of any law, resolution, or regulation which is applicable to the Senate Recording Studio shall be deemed to apply to the Senate Recording and Photographic Studios.”

#### EFFECTIVE DATE OF 1990 AMENDMENT

Section 7(d) of Pub. L. 101-520 provided that the amendment made by that section is effective Apr. 1, 1991.